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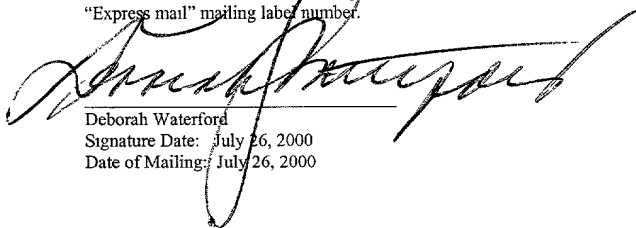
Practitioner's Docket No. 40015980-0004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Denis Khoo; ) **PATENT**  
 Raymond F. Ratcliff III )  
 )  
 Application No. Unknown )  
 )  
 Filed: July 26, 2000 )  
 )  
 Title: METHOD AND SYSTEM )  
 FOR ORDERING AN )  
 ADVERTISING SPOT OVER )  
 A DATA NETWORK )

## CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

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Deborah Waterford  
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**TRANSMITTAL LETTER**

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Sir:

**1. Type of Application**

This transmittal is for an original (nonprovisional) application.

**2. Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

\_39\_ Page(s) of Specification (plus title page)

\_7\_ Page(s) of Claims

\_8\_ Sheet(s) of Drawing(s)—Informal

**3. Declaration or Oath**

Not Enclosed.

Application is made by a person authorized under 37 C.F.R. 1.41(c) on behalf of all of the above-named inventors.

**4. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**5. Language**

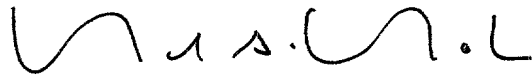
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**6.** A check in the amount of \$345.00 for filing fees. The filing fees are calculated as follows for Applicant, a small entity:

Basic filing fee:	\$345
<u>Total:</u>	\$345

The Commissioner is hereby authorized to charge any additional fees which may be required, including, if necessary, the filing fee if the above-referenced check is in the wrong amount, unsigned, postdated, or otherwise improper or informal or missing, or credit any overpayment to Deposit Account No. 19-3140. A duplicate copy of this authorization is enclosed.

Respectfully submitted,



Date: July 26, 2000

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UNITED STATES PATENT APPLICATION FOR

METHOD AND SYSTEM FOR ORDERING  
AN ADVERTISING SPOT OVER A DATA NETWORK

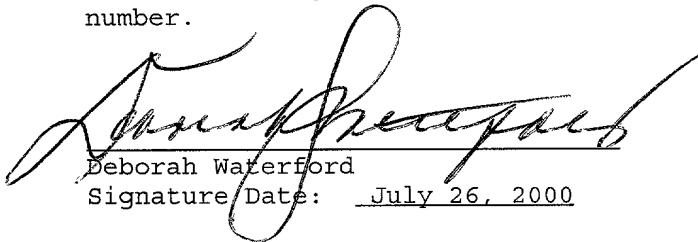
Inventors:

Denis Khoo  
Raymond F. Ratcliff III

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Deborah Waterford  
Signature Date: July 26, 2000

METHOD AND SYSTEM FOR ORDERING  
AN ADVERTISING SPOT OVER A DATA NETWORK

Inventors:

Denis Khoo  
Raymond F. Ratcliff III

BACKGROUND OF THE INVENTION

Field of the Invention

The present invention relates generally to data networks, and more particularly, to a method and system for ordering advertising spots for advertisements over a data network to a target user during the transmission of motion pictures.

Description of the Related Art

The delivery of advertisements to viewers of television programs has been based on an inefficient and wasteful model that does not reach the true target audience for the advertisement being shown. That is, the present paradigm for pricing and delivery of advertisements does not deliver the advertisement to only those viewers who should be targeted for that

advertisement. This problem is best explained with reference to prior art FIG. 1.

Prior art FIG. 1 is a block diagram view of the present advertisement pricing model. In prior art  
5 FIG. 1, an example is provided for ordering an advertising spot by a feminine product company for a feminine hygiene product to be viewed by 100,000 women between the ages of 35 and 50. The "demographics" in this example include a number (100,000 individuals), a  
10 gender (women) and an age (between 35 and 50). This is shown at box 5 of prior art FIG. 1. Then at box 10, the television broadcaster or similar entity researches the television shows to determine which shows satisfy all, or a significant portion of all, demographics requested by  
15 the feminine product company at box 5. In the example of prior art Fig. 1, the television show chosen is women's tennis. At box 15, the cost per 1,000 (CPM) is calculated as a function of the most significant demographic in the viewing audience. That is, not all  
20 television shows may satisfy the three demographics (number (100,000), gender (women) and ages (35-50)), but a particular television show may have a significant

percentage of those three demographics. Based on that CPM, at box 20, the television broadcaster charges a price (\$10,000 for a 30-second spot) which is essentially a \$100 CPM. The actual number of viewers is 360,000 people at box 23. Then at box 25, the advertisement is shown on the television during a television show.

The waste with the pricing model shown in prior art FIG. 1 is explained by reference to boxes 30, 35 and 40 which demonstrate the demographics of the individuals that actually view the advertisement (box 30), the cost per individual (box 35) based on the \$10,000 charge by the television broadcaster and the inefficiency analysis (box 40) that results using this pricing model. At box 30, six different groups of individuals actually viewed the advertisement (box 31). Specifically, from box 30, 125,000 women between the ages of 35 and 50 viewed the advertisement; however, individuals with different, non-targeted demographics also viewed the advertisement. Those individuals include 75,000 women between the ages of 20 to 35 (box 32), 25,000 women that are teenagers (box 33), 75,000 men ages 35 to 50 (box 34), 50,000 men ages 20 to 35 (box 36) and 10,000 men in their teens (box

37). Essentially, the advertisement was placed in this television show (e.g. women's tennis) based on the 125,000 women ages 35 to 50. However, the remaining viewers (boxes 31, 32, 33, 34, 36, 37) are not  
5 individuals that the feminine product company wanted to show the advertisement to, yet the feminine product company is paying for those non-targeted individuals.

The amount that the feminine product company is paying for those individuals is shown in box 35. The  
10 costs per individuals as shown in box 35 are arbitrary costs based on the percentage of viewers of the total viewing audience multiplied by the \$10,000 cost. Thus, in box 35, the 125,000 women ages 35 to 50 have a cost of \$3,472.50 for the group shown while the other costs for  
15 the non-targeted individuals is also directly proportional to the percentage of the number of individuals who see the advertisement (box 30) to the total viewers (360,000). In box 40, the inefficiency analysis is shown where only the costs of the group of  
20 the 125,000 women ages 35 to 50 (box 31) are accurate and all the remaining individuals viewing the tennis match are wasted. In conclusion, only \$3,472.50 of the

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\$10,000.00 total costs for all individuals is accurate, resulting in a waste of 65.3%. This correlates to a waste of \$6,528.00 of the \$10,000.00 paid for the advertisement because only approximately 35% of the  
5 individuals viewing the advertisement were in the target audience.

Prior art FIG. 1 exemplifies the limitations in the prior art in that estimates based on group demographics are inefficient and wasteful. A need exists for an  
10 advertisement system that targets the advertising to particular individuals rather than a group. In addition, the feminine product company is paying the same costs per individual for all the 125,000 women between the ages 35 and 50, when the women closer to a particular age in that  
15 range (e.g., 35 years old) may be a better target for the company than women at the other end of that range (e.g., 50 years old). Therefore, there is a further need to be able to highly individualize the targeted audience on a person-by-person basis rather than on a group basis.

20



The present invention provides for a method for ordering an advertising spot for an advertisement over a data network to be transmitted to a target user during a transmission of a motion picture. An advertiser first provides to a broadcaster a predetermined constraint that defines the target user for receiving the advertisement. Then, the broadcaster uses the predetermined constraint to determine a price for the advertising spot. The price is then offered by the broadcaster to the advertiser and the advertiser then orders the advertising spot based on the price to place the advertisement in the advertising spot to be transmitted to the target user during the transmission of a motion picture.

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plurality of individuals has a profile. The searching is performed to determine the target user by comparing each of the profiles of the plurality of individuals to the predetermined constraint to locate a match between the profiles of the plurality of individuals and the predetermined constraint. Once matched, a cost is determined for each of the plurality of individuals based on a predetermined formula and the costs of each of the plurality of individuals are totaled to determine the price for the advertising spot.

The method of the present invention is embodied in both software and hardware embodiments in the present invention.

#### BRIEF DESCRIPTION OF THE DRAWINGS

A more complete appreciation of the invention and many of the advantages thereof will be readily obtained as the same becomes better understood by reference to the detailed description when considered in connection with the accompanying drawings, wherein:

Prior art FIG. 1 is a block diagram view of a conventional pricing model for pricing and delivery of advertisements;

FIG. 2 is a block diagram view of an embodiment for  
5 the method for ordering an advertising spot for an advertisement over a data network of the present invention;

FIG. 3 is a flow chart of a further embodiment of the method for ordering an advertising spot for an  
10 advertisement over a data network;

FIG. 4 is a flow chart of an embodiment of the method for determining a price for an advertising spot of the present invention;

FIG. 5 is a block diagram view of an embodiment of  
15 the predetermined formula and an embodiment of the method for determining a price of the present invention;

FIG. 6 is a block diagram view of an embodiment of the system of the present invention;

FIG. 7 is a flow chart of an embodiment of the  
20 method for ordering an advertising spot for an advertisement of the present invention; and

FIG. 8 is an embodiment of a computer system implementing the method and system of the present invention.

5        DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

FIG. 2 is a block diagram view of an embodiment of the method for ordering an advertising spot for an advertisement over a data network. In FIG. 2, an advertiser 205 wishes to order an advertising spot 236 for an advertisement 225 over a data network 215. The advertisement is to be sent to a target user 235 by the broadcaster 220 during a transmission of a motion picture 238. In FIG. 2, the advertiser is an entity that wishes to place advertising content (e.g., commercials or other type of action calling attention to the public of the advertiser through paid announcements) to the target user 235. In order to get the advertisement 225 to the target user 235, the advertiser goes to a broadcaster 220 that is able to transmit the advertisement 225 to the target user 235 as part of a motion picture 238 incorporating or otherwise transmitting the advertising spot 236 within the motion picture 238. It is noted that

the advertisement 225 may be sent either directly or indirectly from the advertiser to the broadcaster through intermediary entities, yet such indirect transmission of the advertisement falls within the scope of the present  
5 invention as claimed below. The advertiser 205 may be any company that wishes to publicly pay for announcements through the advertisement 225.

The advertiser has predetermined constraints 210 that are determined by the advertiser 205 in a variety of  
10 ways. The predetermined constraint 210 is any information regarding the target user 235 that the advertiser 205 wishes to view the advertisement 225. This includes, without limitation, information such as name, age, income, address, hobbies, hours of television  
15 watched per day, profession, gender, and any other type of information of a target user 235 that is suitable for purposes of marketing content, including advertisement 225, to a target user 235. The predetermined constraints 210 typically are determined by the advertiser based on  
20 research of its products or services being offered in order to reach the target user 235. These predetermined constraints 210 may be sent through a data network 215,

for example, the Internet, or other network that exchanges data. The data network 215, in turn, sends the predetermined constraint, defining the target user 235 that will receive the advertisement 225, to the  
5 broadcaster 220 in order to determine a price for the advertising spot 236 that will be shown to the target user 235. Upon receiving the predetermined constraint 210, the broadcaster 220 uses the predetermined constraint 210 to determine the price by performing the  
10 method for determining a price for the advertising spot as described in detail below. The broadcaster 220, after having determined the price for the advertising spot, offers that price 230 to the advertiser 205 by returning the price 230 through the data network 215 to the  
15 advertiser 205. The advertiser then orders the advertising spot 236 for the advertisement 225 based on the price 230 by sending to the broadcaster 220, through the data network 215, an order for the advertising spot. The advertising spot is then transmitted to the target  
20 user 235 during the transmission of a motion picture. The target user 235 is any individual viewing the motion picture 238.

In use, the system of FIG. 2 operates as follows. An advertiser 205 communicates with a data network 215 by logging on to the Internet 215 as is well known in the art through a computer system, such as the computer of 5 Fig. 8. Once on the Internet, the advertiser 205 locates the broadcaster on the Internet through a web site of the broadcaster 220. Once at the web site (URL) of the broadcaster 220, the advertiser 205 sends the predetermined constraints 210 to the broadcaster 220 10 through the data network 215. This may be performed by entering a predetermined constraint 210, such as the name, age, gender, income, address, hobbies, hours of television watched per day profession etc. defining the target user 235, into the web site that is sent across 15 the data network 215 to the broadcaster 220. Again, it is noted that the advertiser 205 enters the predetermined constraints 210 into a computer system such as the computer system described with regard to FIG. 8 below. Once the predetermined constraints 210 are sent to the 20 broadcaster 220, the broadcaster 220 uses the predetermined constraints 210 to determine a price 230 for the advertising spot 236. The broadcaster 220

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determines the price for the advertising spot 236 by searching an individual inventory (FIG. 6) that is a database containing a plurality of individuals. The plurality of individuals each have a profile that  
5 generally describes the individual, much in a similar manner as the predetermined constraints. That is, the profile contains information such as age, gender, income, hobbies, and other information that generally describe each individual in the individual inventory. The  
10 broadcaster 220 searches the individual inventory comparing the profile to the predetermined constraints in order to make a match between the two. For example, in one embodiment, an individual in the individual inventory may be a 35-year-old woman with a skiing hobby. The  
15 advertiser 205 may have entered a predetermined constraint 210 of a woman between the ages of 30 and 40 having a hobby of outdoor activities. The broadcaster 220, by searching and comparing the predetermined constraints 210 (woman, ages 30-40, hobby of outdoors  
20 activities) to the profile of the individual inventory, is able to match the predetermined constraint 210 to the individual having the profile described in order to



select that individual. Once that individual is  
selected, the broadcaster 220 determines a cost for that  
individual based on a predetermined formula described  
below in FIG. 5. Each individual is then totaled to  
5 determine the price 230 to send over the data network 215  
to the advertiser 205 as the price for placing the  
advertisement 225 in the motion picture 238. Once the  
advertiser 205 receives the price 230, the advertiser 205  
determines whether it wishes to place that advertisement  
10 in the motion picture 238 with the broadcaster 220, and  
if so, the advertiser 205 agrees to the price 230 by  
sending to the broadcaster 220, over the data network  
215, the advertisement 225 and a confirmation to proceed  
with placing the advertisement 225 into the advertising  
15 spot 236 in the motion picture 238. Once the advertiser  
205 receives the advertisement 225 and confirmation to  
proceed from the advertiser 205, which may or may not  
include payment of the price 230, the broadcaster 220  
places the advertisement 225 into the advertising spot  
20 236 to be shown to the target user 235.

The method of FIG. 2 contains a practical  
application in the technological arts of transmitting

over a data network 215 a price 230 for individualized advertisement 225. That is, in the past, advertisements were placed into advertising spots in motion pictures based on group rates for certain demographics. As shown  
5 in prior art FIG. 1, this resulted in an inefficient pricing model where an advertiser paid for advertising to individuals that did not fall within the targeted audience all though a data network. Now, with the method and system of the present invention, the advertiser pays  
10 per individual, as opposed to a group of individuals, where each individual is within the target audience. There is therefore a cost savings to the advertiser because all advertisements are accurately shown to the desired target user.

15 Furthermore, from a broadcaster's perspective, the broadcaster may charge the advertiser for the specific number of individuals that are shown the advertisement, rather than sending the advertisement to both targeted individuals and non-targeted individuals. Additionally,  
20 with the present method and system of the present invention, the interests of the individuals in the individual inventory is much more focused where very

specific hobbies and other type of information is known  
of the individual to more narrowly focus the  
advertisements related to those hobbies or other  
information to create a more effective and efficient  
5 advertising scheme. The present system further removes  
the need for any intermediary agency between the  
advertiser and broadcaster because the broadcaster  
contains the individual inventory and therefore does not  
need the services of an intermediary, such as an  
10 advertising agent, that may provide market research that  
links the demographics to the particular motion pictures.

FIG. 3 is a flow chart of an embodiment of the  
method for ordering an advertising spot for an  
advertisement over a data network. In FIG. 3, a  
15 broadcaster receives a list of predetermined constraints  
for an advertisement from the advertiser at 305. The  
broadcaster then determines whether the advertiser  
specified a minimum number of impressions (i.e. the  
number of instances that the advertisement will be  
20 shown). In one embodiment, the impressions are sent to  
the broadcaster over the data network when using the  
system of the present invention. If the advertiser did

not specify the impression, then the broadcaster requests  
for that impression to be specified and the advertiser  
specifies the impressions at 315. If the advertiser did  
specify impressions, then the broadcaster scans the  
5 individual inventory at 320 for matches between the  
predetermined constraints and profiles of the individuals  
in the individual inventory. Then at 325, the  
broadcaster determines whether the predetermined  
constraints can be met which, if they cannot be met, the  
10 broadcaster informs the advertiser over the data network  
that the predetermined constraints cannot be met at 330.  
If the predetermined constraints can be met and matches  
are made between the predetermined constraints and the  
profiles of the individuals in the individual inventory,  
15 then the broadcaster determines a price for the  
advertisement based on the predetermined formula at 335.  
The price is determined using the method of determining a  
price for an advertising spot as shown in FIG. 5 below.  
Then at 340, the price is sent back to the advertiser  
20 over the data network and the advertiser orders the  
advertising spot at the price offered at 350 whereby the  
advertiser pays the price for the advertising spot and

transmits the advertisement to the broadcaster. It is noted that, in one embodiment, the advertisement is sent to the broadcaster after a price has been agreed to between the advertiser and the broadcaster. However, in 5 alternative embodiments, it is possible for the advertiser to send the advertisements at various times during the communication between the advertiser and broadcaster, even including when the advertiser transmits the predetermined constraints to the broadcaster. 10 Lastly, at 360, the advertisement is transmitted to a target user during a transmission of a motion picture on a display device such as the display devices described with reference to FIG. 8 below.

FIG. 4 is a flow chart of an embodiment of the 15 method for determining a price for an advertising spot of the present invention. In FIG. 4, an advertiser provides to a broadcaster a predetermined constraint that defines the target user to receive the advertiser at 405. Again, these predetermined constraints may include the gender, 20 age, income, hobbies, and other information that describes the target user to receive the advertisement. Upon receipt of the predetermined constraints, the

broadcaster searches a database of individual inventory to determine the target user based on the predetermined constraints defined by the advertiser at 410. Once a match is determined, the broadcaster determines a cost for each of the individuals from the individual inventory that have matched the profile that now become the target user based on a predetermined formula (FIG. 5) at 415. The cost for each individual is then added to determine a total price for the advertising spot at 420.

FIG. 5 is an embodiment of the method for determining a price in the method of the present invention. In FIG. 5, the predetermined constraints at 510, in this embodiment, include an age of 42, a gender of male and an income of between \$50,000 and \$100,000 annually. In the individual inventory, a 42-year-old man with an income of \$64,000 annually is located. One embodiment of a predetermined formula 505 has been set forth in the embodiment of FIG. 5 that determines the cost per individual based on two criteria: index value 515 and coefficients 520. It is important to note that the predetermined formula 505 is only one embodiment of the type of predetermined formulas that may be used to

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determine the cost per individual in the individual inventory. In essence, the predetermined formula may be any formula that determines the demand on the individuals in the individual inventory. This demand may be based on  
5 the supply and demand of the specific individuals contained in the individual inventory, as well as the supply and demand from the advertiser. Thus, in FIG. 5, the index values are first inserted at 515 for  $x_1$ ,  $x_2$ ,  $x_3$  and  $x_4$ . These index values, in this embodiment, are  
10 determined by the relative importance of the individual in the individual inventory to the broadcaster. That is, an individual in the individual inventory may have a higher or lower index value based on the demand for an individual by the broadcaster with certain demographics  
15 in higher demand. The demand for an individual from the advertiser creates a weighted significance upon which the predetermined formula is based. The weighted significance is defined as the amount of significance given to the coefficient values that is in turn based on  
20 the target individual's demand. In one embodiment, that demand may be based on the amount of time available for the target individual to receive an advertisement. Thus,

if an individual is age 35 and male, for example, many  
advertisers may want to advertise to the individual which  
would raise the demand for the individual and lower the  
time available to the individual. Then at 520, the  
5 coefficient values for age, income, sex are inserted,  
added and the formula produces a price for that  
individual at 525. The coefficient values are based on  
the demand for the individual from the advertiser's  
perspective. Then, all the prices for the specific  
10 individuals matched are added to determine the total  
price for the advertising spot.

FIG. 6 is a block diagram view of an embodiment of  
the system of the present invention. In FIG. 6, three  
specific devices are shown including the advertiser  
15 client 605, the broadcaster server 610 and a storage  
device 621. The advertiser client 605 and the  
broadcaster server 610 may be computer systems, in one  
embodiment, such as the computer system of FIG. 8. In  
one embodiment, the advertiser client 605 and the  
20 broadcaster server 610 may be computer systems that can  
run software in order to perform the method and system of  
the present invention. The storage device 621 contains



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databases that may be located with the broadcaster server 610 or even in other storage mediums locally or remotely from the broadcaster server 610 as long as the storage device 621 remains in communication with the broadcaster server 610. The storage device 621 may be any of the storage devices described in FIG. 8 below. The advertiser client 605 permits an advertiser (not shown) to communicate with the broadcaster server 610 to provide to the broadcaster (not shown) the predetermined constraint as described in FIG. 2 above. The advertiser therefore uses the advertiser client 605 to send the predetermined constraints to the broadcaster server 610 over a data network 606. In an alternative embodiment, the broadcaster server 610 asks the advertiser client 605 for the predetermined constraint in order to determine a price for the advertising spot. This is performed by the order component 625 in the broadcaster server 610. Once the broadcaster server 610 requests the predetermined constraint, the advertiser client 605 provides the constraint through the data network 606 to the broadcaster server 610. The order component 625 receives the predetermined constraint from the advertiser client

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605 and communicates with the pricing component 635 to transmit the predetermined constraint to the pricing component 635. It is noted that the components 625, 630, 635 and 640 of the broadcast server 620 are, in one  
5 embodiment, software modules written in well-known programming languages. The pricing component 635 then communicates with the advertiser component 630 and the profile component 640 in order to determine the price for the advertising spot. In turn, the advertising component  
10 630 and the profile component 640 communicate with the individual inventory 655 in order to search the individual inventory 655 to compare the profile of the individuals in the individual inventory 655 with the predetermined constraints in order to find a match.  
15 After the matches have been found, the price for the individuals matched is determined by the pricing component 635 (using, e.g., the predetermined formula of FIG. 5) and summed to determine a total price for the advertising spot. That total price is then transmitted  
20 to the advertiser client 605 through the data network 606. The advertiser client 605 then approves the total price and transmits the advertisement to the broadcaster

server 610. The broadcaster server 610 then places the order in a order database 645 and places the advertiser in the advertiser database 650. It is noted that the storage device 621 containing the order database 645, the  
5 advertiser database 650 and the individual inventory 655 is accessed by the broadcaster server 610 through the data access layer 620. It is further noted that the storage device 621 may be located within or without the broadcaster server 610, as long as the two are in  
10 communication.

FIG. 7 is flow chart of an embodiment of the method for ordering an advertising spot of the present invention. In FIG. 7, the advertiser specifies the predetermined constraints for an advertisement at 705.  
15 Then, at 710, the broadcaster determines the price for the advertisement based on the predetermined constraints and returns a total price to the advertiser over the data network. The advertiser then accepts the total price and submits the advertisements to the broadcaster over the  
20 data network at 715. Then at 720, the broadcaster displays the advertisement to the target users while transmitting the motion picture.

FIG. 8 illustrates a high-level block diagram of a general purpose computer system which is used, in one embodiment, to implement the method and system of the present invention. The general purpose computer 846, in one embodiment, acts as either the broadcaster server 610 or advertiser client 605 of FIG. 6. The general purpose computer 846 of FIG. 8 includes a processor 830 and memory 825. Processor 830 may contain a single microprocessor, or may contain a plurality of microprocessors, for configuring the computer system as a multi-processor system. Memory 825, stores, in part, instructions and data for execution by processor 830, e.g. the components 625, 630, 635, 640 of the broadcaster server 610. If the system of the present invention is wholly or partially implemented in software, including computer instructions, memory 825 stores the executable code when in operation. Memory 825 may include banks of dynamic random access memory (DRAM) as well as high speed cache memory.

The computer system 846 of FIG. 8 further includes a mass storage device 835, peripheral device(s) 840, audio means 850, input device(s) 855, portable storage medium

drive(s) 860, a graphics subsystem 880 and a display means 885. For purposes of simplicity, the components shown in FIG. 8 are depicted as being connected via a single bus 880 (i.e. transmitting means). However, the components may be connected through one or more data transport means (e.g. Internet, Intranet, etc.). For example, processor 830 and memory 825 may be connected via a local microprocessor bus, and the mass storage device 835, peripheral device(s) 840, portable storage medium drive(s) 860, and graphics subsystem 880 may be connected via one or more input/output (I/O) buses. Mass storage device 835, which is typically implemented with a magnetic disk drive or an optical disk drive, is in one embodiment, a non-volatile storage device for storing data and instructions for use by processor 830. The mass storage device 835 includes the storage medium of embodiments of the present invention, and the server storage medium and client storage medium in alternative embodiments. In another embodiment, mass storage device 835 stores the components of the broadcaster server 610. In another embodiment, the storage device 621 may also be the mass storage device 835. The computer instructions

that implement the method of the present invention also may be stored in processor 830.

Portable storage medium drive 860 operates in conjunction with a portable non-volatile storage medium, such as a floppy disk, or other computer-readable medium, to input and output data and code to and from the computer system of FIG. 8. In one embodiment, the method of the present invention that is implemented using computer instructions is stored on such a portable medium, and is input to the computer system 846 via the portable storage medium drive 860. Peripheral device(s) 840 may include any type of computer support device, such as an input/output (I/O) interface, to add additional functionality to the computer system 846. For example, peripheral device(s) 840 may include a network interface card for interfacing computer system 846 to a network, a modem, and the like.

Input device(s) 855 provide a portion of a user interface. Input device(s) 855 may include an alpha-numeric keypad for inputting alpha-numeric and other key information, or a pointing device, such as a mouse, a trackball, stylus or cursor direction keys. In order to

display textual and graphical information, the computer  
846 of FIG. 8 includes graphics subsystem 880 and display  
means 885. Display means 885 may include a cathode ray  
tube (CRT) display, liquid crystal display (LCD), other  
5 suitable display devices, or means for displaying, that  
enables a user to view the motion picture. Graphics  
subsystem 880 receives textual and graphical information  
and processes the information for output to display 885.  
The computer system 846 of FIG. 8 also includes an audio  
10 system 850. In one embodiment, audio means 850 includes  
a sound card that receives audio signals from a  
microphone that may be found in peripherals 840. In  
another embodiment, the audio system 850 may be a  
processor, such as processor 830, that processes sound.  
15 Additionally, the computer of FIG. 8 includes output  
devices 845. Examples of suitable output devices include  
speakers, printers, and the like.

The devices contained in the computer system of FIG.  
8 are those typically found in general purpose computer,  
20 and are intended to represent a broad category of such  
computer components that are well known in the art. The  
system of FIG. 8 illustrates one platform which can be

used for practically implementing the method of the present invention. Numerous other platforms can also suffice, such as Macintosh-based platforms available from Apple Computer, Inc., platforms with different bus  
5 configurations, networked platforms, multi-processor platforms, other personal computers, workstations, mainframes, navigation systems, and the like.

In a further embodiment, the present invention also includes a computer program product which is a computer  
10 readable medium (media) having computer instructions stored thereon/in which can be used to program a computer to perform the method of the present invention as shown in FIGs. 4 and 7. The storage medium can include, but is not limited to, any type of disk including floppy disks,  
15 optical disks, DVD, CD ROMs, magnetic optical disks, RAMs, EPROM, EEPROM, magnetic or optical cards, or any type of media suitable for storing electronic instructions.

These same computer instructions may be located in  
20 an electronic signal that is transmitted over a data network that performs the method as shown in FIGs. 4 and 7 when loaded into a computer, such as the computer



system 846 of FIG. 8. The computer instructions are in the form of data being transmitted over a data network. In one embodiment, the method of the present invention is implemented in computer instructions and those computer  
5 instructions are transmitted in an electronic signal through cable, satellite or other transmitting means for transmitting the computer instructions in the electronic signals.

Stored on any one of the computer readable medium  
10 (media), the present invention includes software for controlling both the hardware of the general purpose/specialized computer or microprocessor, and for enabling the computer or microprocessor to interact with a human user or other mechanism utilizing the results of  
15 the present invention. Such software may include, but is not limited to, device drivers, operating systems and user applications. Ultimately, such computer readable media further includes software for performing the method of the present invention as described above.

20 Although the present invention has been described in detail with respect to certain embodiments and examples, variations and modifications exist which are within the

[illegible]

CLAIMS

What is claimed is:

1. A method for ordering an advertising spot for an  
5 advertisement over a data network to be transmitted to a  
target user during a transmission of a motion picture,  
comprising:

providing, by an advertiser, to a broadcaster a  
predetermined constraint defining the target user for  
10 receiving the advertisement;

using, by the broadcaster, the predetermined  
constraint to determine a price for the advertising spot;

offering, by the broadcaster, to the advertiser the  
advertising spot at the price; and

15 ordering, by the advertiser, the advertising spot  
based on the price to place the advertisement in the  
advertising spot to be transmitted to the target user  
during the transmission of the motion picture.

20 2. The method of claim 1, wherein the predetermined  
constraints are demographic information of the target  
user.

3. The method of claim 1, wherein the providing step further comprises providing predetermined constraints selected from the group consisting of a gender, an  
5 income, a hobby and an age of the target user.

4. The method of claim 1, wherein the using step further comprises:

determining the price for the advertising spot by:

10 providing to the broadcaster, by the advertiser, at least one constraint defining the target individual to receive the advertisement;

searching, by the broadcaster, an individual inventory containing a plurality of target individuals,  
15 each of the plurality of target individuals having a profile of constraints, the searching performed to determine target users by comparing each of the plurality of target individuals to the profiles of constraints to locate a match between the plurality of target  
20 individuals and the profiles of constraints;

determining a cost for each of the plurality of target individuals based on a predetermined formula; and

totaling the costs of each of the plurality of target individuals to determine the price for the advertising spot.

- 5 5. The method of claim 4, wherein the predetermined formula further comprises:

apportioning a weighted significance to a saturation level, an age, an income, a gender and a hobby of the target individual, the saturation level corresponding to  
10 a demand for the target individual to receive the advertisement.

6. The method of claim 5, wherein the demand for the target individual further comprises an amount of time  
15 available for the target individual to receive the advertisement.

7. A method for determining a price for an advertising spot for transmitting an advertisement to a target user  
20 during a motion picture, comprising:

providing to a broadcaster, by an advertiser, a predetermined constraint defining the target user to receive the advertisement;

searching, by the broadcaster, an individual  
5 inventory containing a plurality of individuals, each of the plurality of individuals having a profile, the searching performed to determine the target user by comparing each of the profiles of the plurality of individuals to the predetermined constraints to locate a  
10 match between the profiles of the plurality of individuals and the predetermined constraints;

determining a cost for each of the plurality of individuals based on a predetermined formula; and

totaling the costs of each of the plurality of  
15 individuals to determine the price for the advertising spot.

8. A system for ordering an advertising spot for an advertisement over a data network to be transmitted to a  
20 target user during a transmission of a motion picture, comprising:

a broadcaster server, the broadcaster server using a predetermined constraint to determine a price for the advertising spot and offering to an advertising client the advertising spot at the price; and

5 the advertising client, the advertising client providing to the broadcaster server the predetermined constraint defining the target user for receiving the advertisement, the advertising client ordering the advertising spot based on the price to place the  
10 advertisement in the advertising spot to be transmitted to the target user during the transmission of the motion picture.

9. A computer readable medium having computer  
15 instructions stored thereon that, when loaded into a computer system, cause the computer system to perform a method for ordering an advertising spot for an advertisement over a data network to be transmitted to a target user during a transmission of a motion picture,  
20 the method comprising:

providing, by an advertiser, to a broadcaster a predetermined constraint defining the target user for receiving the advertisement;

using, by the broadcaster, the predetermined  
5 constraint to determine a price for the advertising spot;

offering, by the broadcaster, to the advertiser the advertising spot at the price; and

ordering, by the advertiser, the advertising spot based on the price to place the advertisement in the  
10 advertising spot to be transmitted to the target user during the transmission of the motion picture.

10. A computer readable medium having computer instructions stored thereon that, when loaded into a  
15 computer system, cause the computer system to perform a method for determining a price for an advertising spot for transmitting an advertisement to a target user during a motion picture, comprising:

providing to a broadcaster, by an advertiser,  
20 predetermined constraint defining the target user to receive the advertisement;



5

10

totaling the costs of each of the plurality of individuals to determine the price for the advertising spot.

ABSTRACT

5 The present invention provides for a method for  
ordering an advertising spot for an advertisement over a  
data network to be transmitted to a target user during a  
transmission of a motion picture. An advertiser first  
provides to a broadcaster a predetermined constraint that  
defines the target user for receiving the advertisement.  
Then, the broadcaster uses the predetermined constraint  
10 to determine a price for the advertising spot. The price  
is then offered by the broadcaster to the advertiser and  
the advertiser then orders the advertising spot based on  
the price to place the advertisement in the advertising  
spot to be transmitted to the target user during the  
15 transmission of a motion picture.



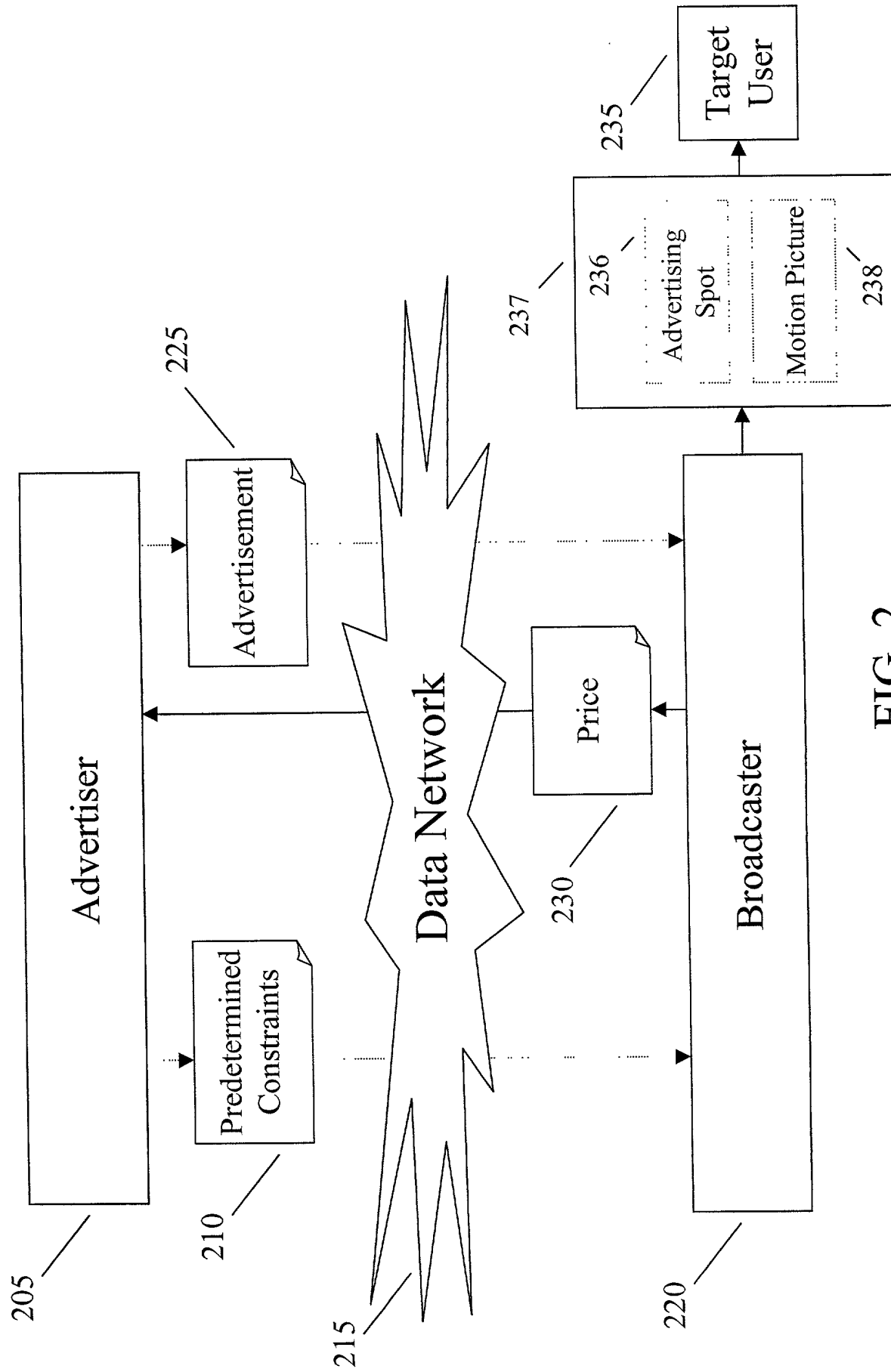


FIG. 2

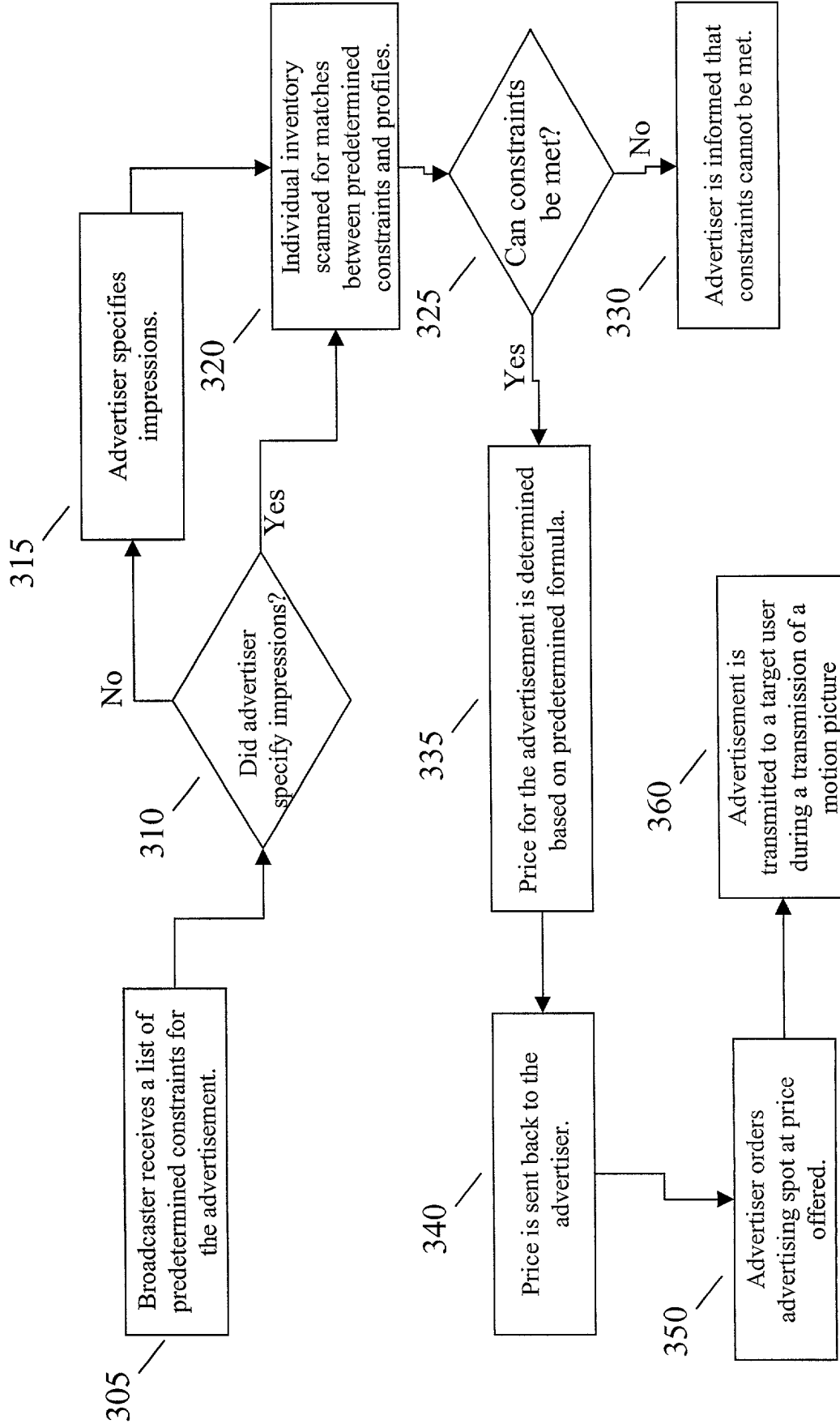


FIG. 3

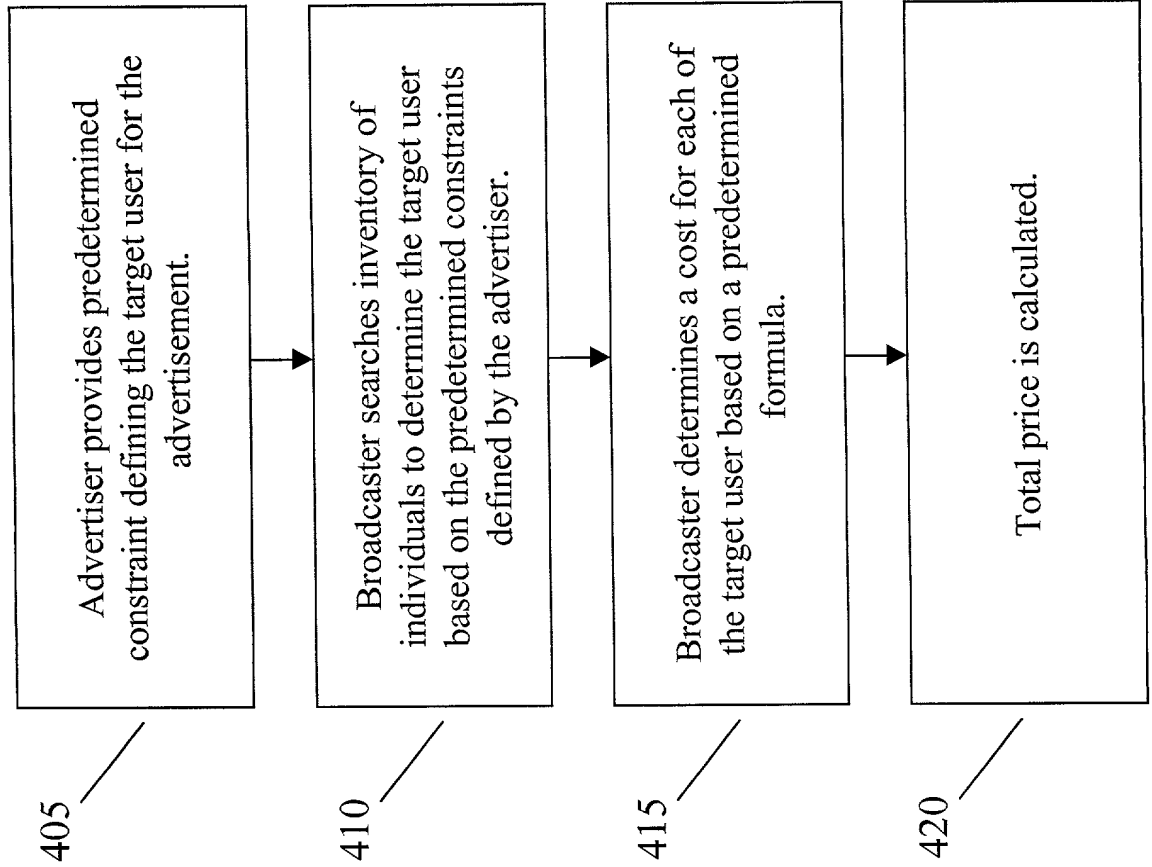


FIG. 4

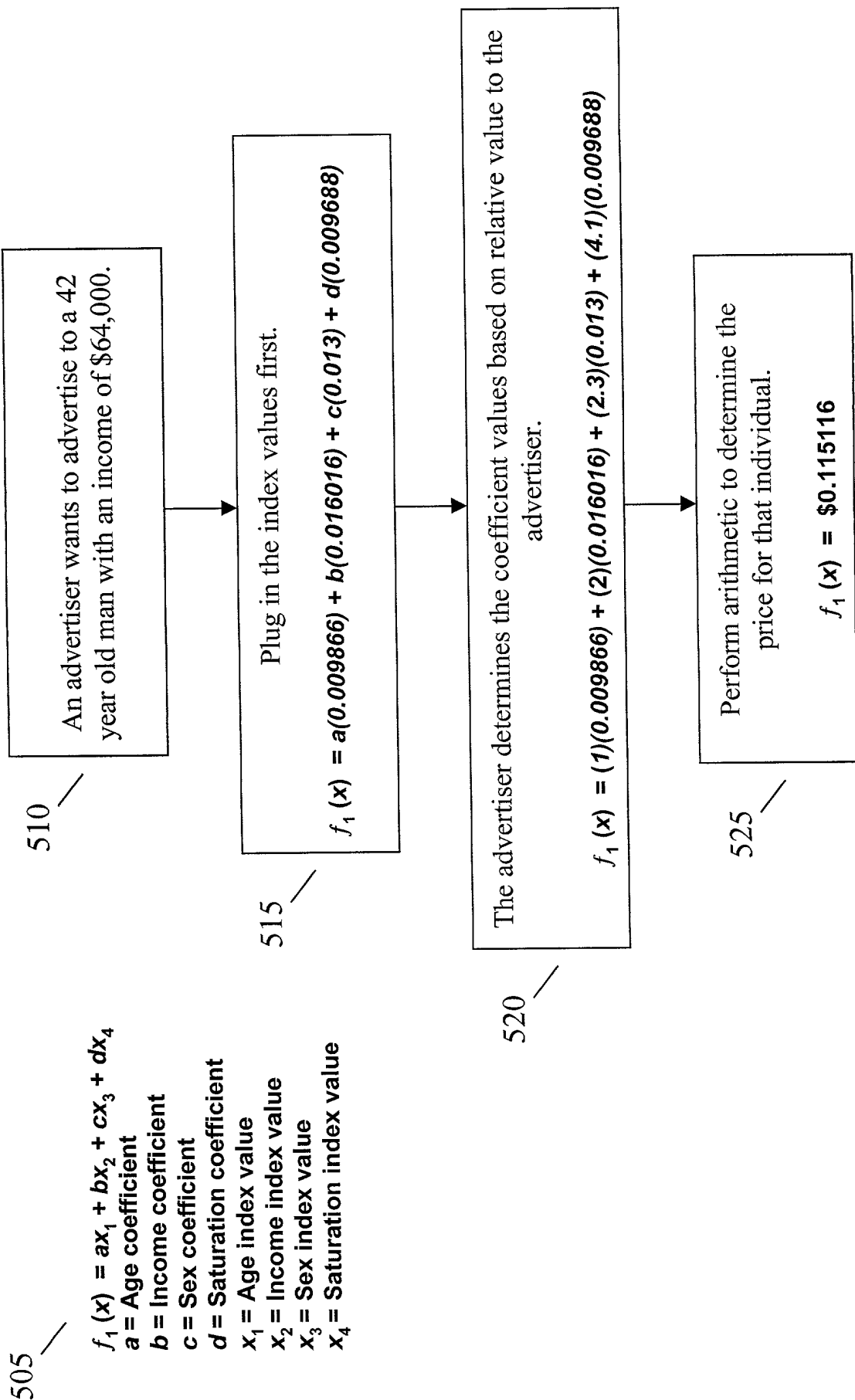


FIG. 5

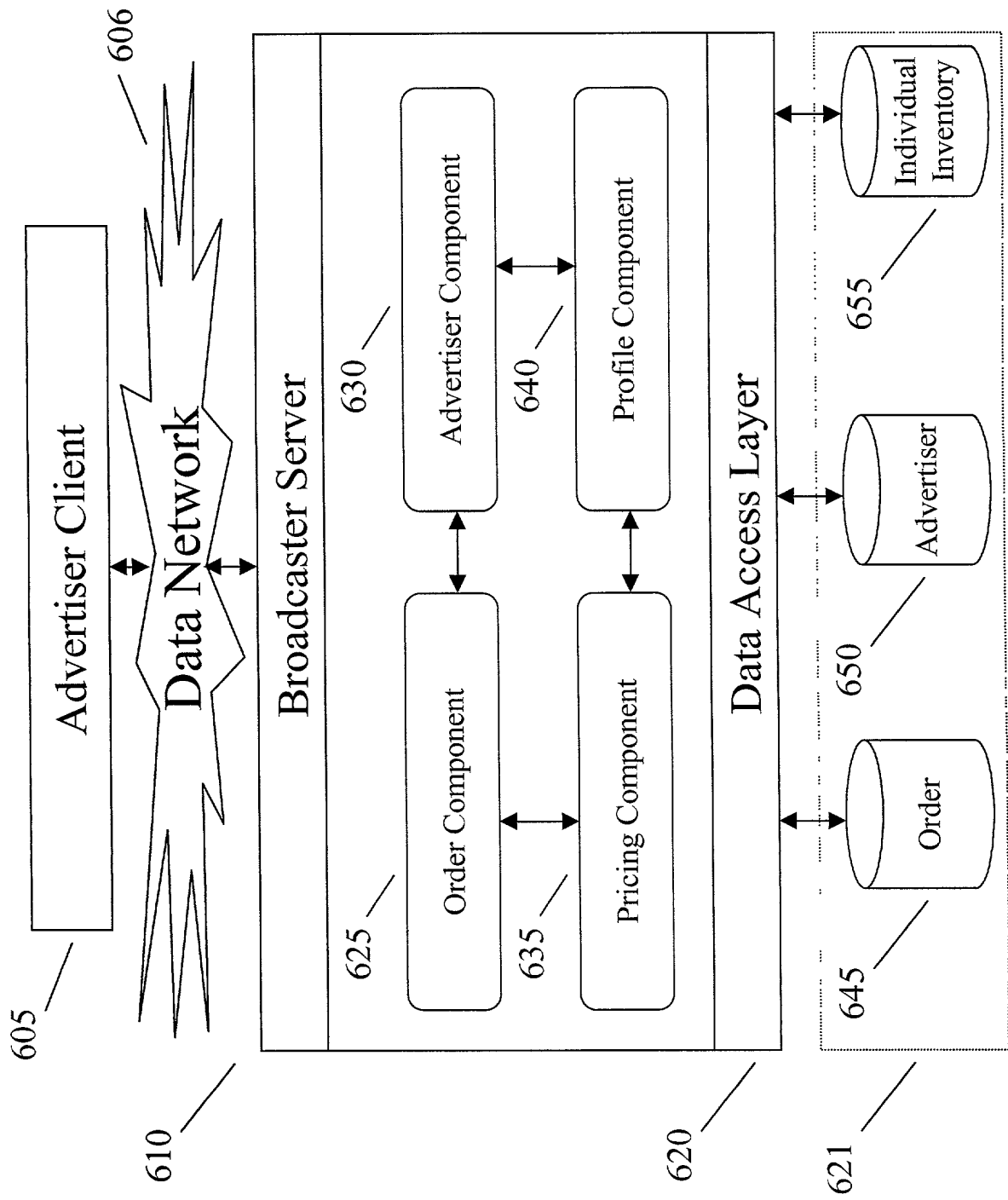


FIG. 6



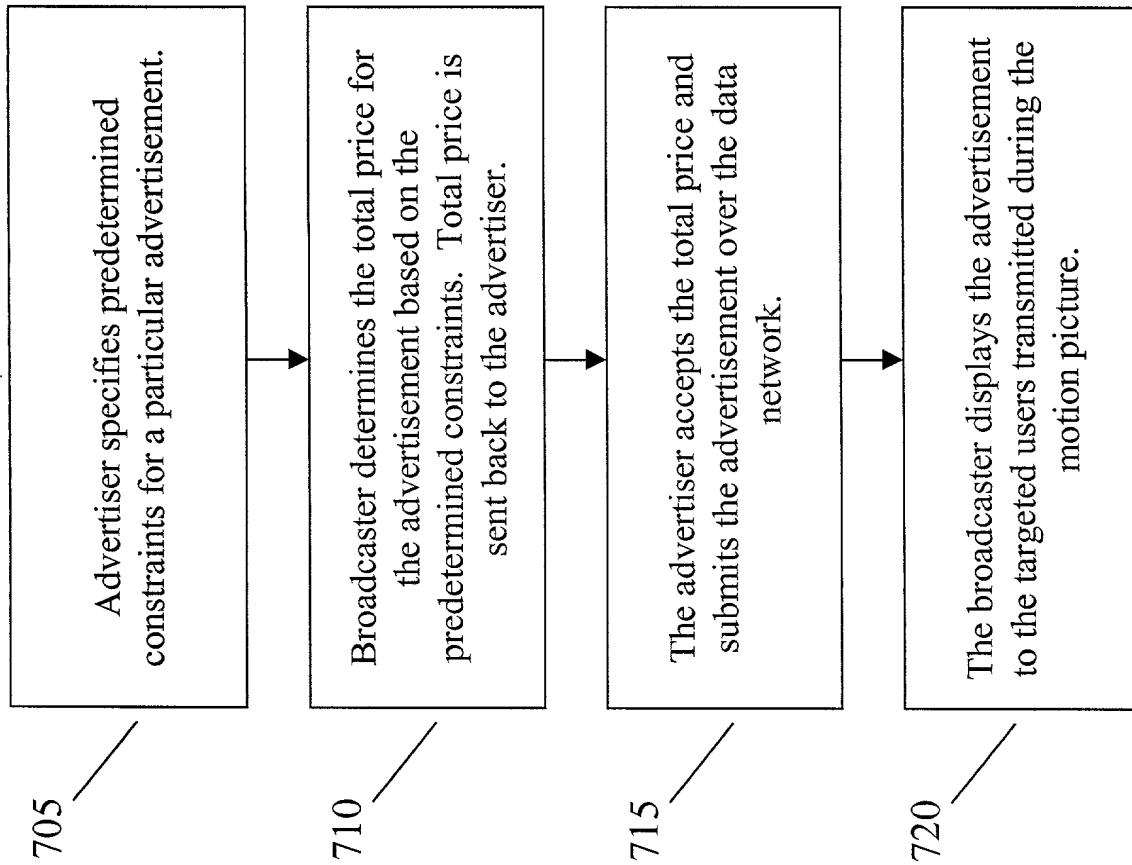


FIG. 7

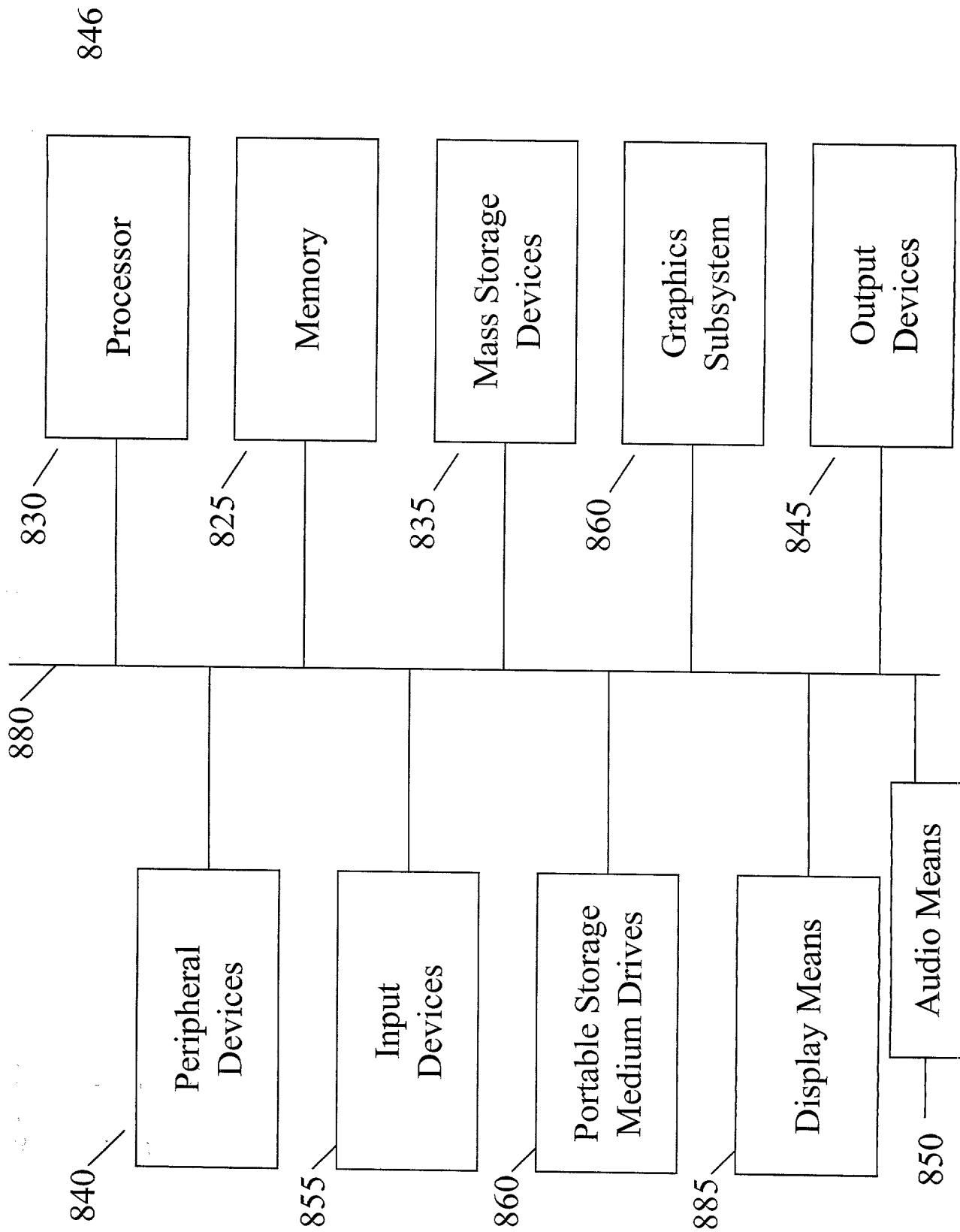


FIG. 8